

*e-filed 8/2/06

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6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE NORTHERN DISTRICT OF CALIFORNIA
8 SAN JOSE DIVISION

9 EDO RECONNAISSANCE,
10 Plaintiff,

CV-05-2789-JF
and Related Case MC-06-80065-JF
11 ORDER OF DISMISSAL

12 V.

13 PHOENIX LOGISTICS,
14 Defendant.
15 _____ /

16 The parties hereto, by their counsel, have advised the Court that they have agreed to a
17 settlement of this case.

18 IT IS HEREBY ORDERED that this cause be dismissed with prejudice; however, that if
19 any party hereto shall certify to this Court, within ninety days, with proof of service of a copy
20 thereof, that the agreed consideration for said settlement has not been delivered over, the
21 foregoing ORDER SHALL STAND VACATED and this cause shall forthwith be restored to the
22 calendar to be set for trial.

23 Date: August 2, 2006

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25 JEREMY FOGEL
26 United States District Judge
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